



**PATENT** Docket No.: 19603/3286 (CRF D-2062B)

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Kim et al.

Examiner: A. Kubelik

> Art Unit: 1638

Cnfrm. No.

**Applicants** 

Serial No.

5427

Filed

June 20, 2000

09/596,958

For

HYPERSENSITIVE RESPONSE ELICITOR

FROM ERWINIA AMYLOVORA AND ITS

**USE** 

## RESPONSE TO RESTRICTION REQUIREMENT

Commissioner for Patents Washington, D.C. 20231

Dear Sir:

In response to the September 13, 2001, written restriction requirement, applicants hereby elect Group I (i.e. claims 1-16) with traverse. Applicants submit that the claims of the present application are closely related and, therefore, require common areas of search and consideration. Since no benefit is derived from imposing this restriction requirement, it should be withdrawn in its entirety.

Respectfully submitted,

Date: September 26, 2001

Edwin V. Merkel Registration No. 40,087

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I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231

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Wendy L. Harrold